

2008 Sep 26 PM 03:13

CLERK U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
AKRONIN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN THE MATTER OF:	)	CASE NO. 05-50097
	)	CHAPTER 7
TERRY D. SPIVEY	)	JUDGE SHEA-STONUM
SHELLEY F. SPIVEY	)	
	)	
	)	<u>TRUSTEE'S MOTION TO</u>
	)	<u>REOPEN CASE</u>
<u>DEBTORS</u>	)	

Now comes Kathryn A. Belfance, the duly appointed Trustee of the above named Debtor's estate, and moves the Court for an order allowing her to reopen the within case.

The Trustee states that there has come into her possession a certain asset, namely a claim in a wrongful discharge matter, which is to be administered by her for the benefit of creditors of the within case.

WHEREFORE, Trustee prays that the Court order that the No-Asset Report heretofore filed by the Trustee be vacated, that the within case be re-opened for her administration and that the required filing fee be taxed as costs.

Respectfully submitted

/s/ KATHRYN A. BELFANCE

KATHRYN A. BELFANCE

Registration No. 0018035

Trustee

One Cascade Plaza, 15<sup>th</sup> Floor

Akron, Ohio 44308

(330) 434-3000

**CERTIFICATE OF SERVICE**

I hereby certify that on this 26th day of September 2008, a copy of the foregoing Trustee's Motion To Reopen Case was served as follows:

Served electronically:

**Offices of the U.S. Trustee**  
**Warner Mendenhall, Esq.**, Attorney for Debtor

Served Via Regular US Mail:

**Terry D. and Shelley F. Spivey**, Debtor, 2273 7<sup>th</sup> Street SW, Akron, OH 44314

/s/ KATHRYN A. BELFANCE

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